

A RESOLUTION finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$1,275,000.00 Economic Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the Applicant to proceed with the acquisition, construction and equipping of the Project.

WHEREAS, the City of Fort Wayne, Indiana, (the "Issuer") is authorized by I.C. 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities, and said facilities to be either sold or leased to another person or directly owned by another person; and

WHEREAS, MARKKAY, INC., an Indiana corporation, (the "Applicant") has advised the Fort Wayne Economic Development Commission and the Issuer that it proposes that the Issuer lease the same to the Applicant or loan proceeds of an economic development financing to the Applicant for the same, said economic development facilities to be certain equipment and fixtures to be utilized in the operation of a supermarket facility to be located at the northeast corner of California Road and Parnell Avenue in Fort Wayne, Indiana (the "Project"); and

WHEREAS, the diversification of industry and an increase in approximately 220 job opportunities to be achieved by the acquisition, construction and equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, having received the advice of the Fort Wayne Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, the competitive effect of the economic development facilities on any similar facility already constructed or operating in or about Fort Wayne, Indiana, has been reviewed and considered;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of  
Fort Wayne:

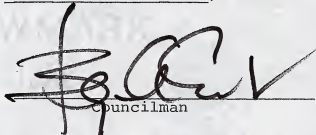
1. The Common Council finds, determines, ratifies and confirms the promotion of diversification of economic development and job opportunities in and near Fort Wayne, Indiana, and in Allen County, is desirable to preserve the health, safety and general welfare of the citizens of the Issuer; and that it is in the public interest that Fort Wayne Economic Development Commission and said Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

2. The Common Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds in an amount not to exceed \$1,275,000.00 of the Issuer under the Act for the acquisition and equipping of the Project and the sale or leasing of the Project to the Applicant or the loaning of the proceeds of such a financing to the Applicant for such purposes will serve the public purpose referred to above, in accordance with the Act.

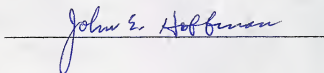
3. In order to induce the Applicant to proceed with the acquisition and equipping of the Project, the Common Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

4. All costs of the Project incurred after the passage of this inducement resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter either sell or lease the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purposes.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 1980.

  
\_\_\_\_\_  
Councilman

Approved as to Form and Legality:

  
\_\_\_\_\_

Read the first time in full and on motion by Don J. Quinter, seconded by Eustach, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 9-23-80, the 9 day of October, 1980, at 9 o'clock A.M., E.S.T.

DATE: 9-23-80

Charles W. Westerman  
CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by Stier, seconded by Eustach, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>BURNS</u>	<u>1</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>EISBART</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>NUCKOLS</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHMIDT, D.</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHMIDT, V.</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHOMBURG</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>STIER</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>TALARICO</u>	<u>✓</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>

DATE: 10-14-80

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. B-88-80 on the 14th day of October, 1980.

Charles W. Westerman ATTEST:  
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)  
Vivian L. Schmidt  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of October, 1980, at the hour of 11:00 o'clock P.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 16th day of October, 1980, at the hour of 9 o'clock A.M., E.S.T.

Winfield C. Moses, Jr.  
WINFIELD C. MOSES, JR.  
MAYOR

BILL NO. R-80-09-22

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN  
~~ORDINANCE~~ A RESOLUTION finding, determining and ratifying an inducement  
resolution of the Fort Wayne Economic Development Commission authorizing  
the issuance and sale of \$1,275,000.00 Economic Revenue Bonds  
of the City of Fort Wayne, Indiana, for the purpose of inducing the  
Applicant to proceed with the acquisition, construction and equipping  
of the Project

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

JAMES S. STIER, CHAIRMAN

MARK GIAQUINTA, VICE CHAIRMAN

BEN EISBART

PAUL M. BURNS

DONALD J. SCHMIDT

*gall*  
*Mark C. Giaquinta*  
*Ben Eisbart*  
*Paul M. Burns*  
*D. Schmidt*

10-14-80

CONCURRED IN  
DATE            CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF THE FORT WAYNE  
ECONOMIC DEVELOPMENT COMMISSION

WHEREAS, the City of Fort Wayne, Indiana, (the "Issuer") is authorized by I.C. 18-6-4.5 (the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities, and said facilities to be either sold or leased to another person or directly owned by another person; and

WHEREAS, MARKKAY, INC., an Indiana corporation, (the "Applicant") has advised the Fort Wayne Economic Development Commission and the Issuer that it proposes that the Issuer either equip an economic development facility and sell or lease the same to the Applicant or loan proceeds of an economic development financing to the Applicant for the same, said economic development facility to be machinery, equipment and fixtures to be utilized in a supermarket facility, to be located at the Northeast corner of California Road and Parnell Avenue in Fort Wayne, Indiana, (the "Project"); and

WHEREAS, the diversification of industry and an increase in approximately 220 job opportunities to be achieved by the equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens; and

WHEREAS, the competitive effect of the economic development facility on similar facilities already constructed or operating in or about Fort Wayne, Indiana, or Allen County has been reviewed and considered;

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne Economic Development Commission:

1. It finds and determines that the promotion of diversification of economic development and job opportunities in and near Fort Wayne, Indiana, and in Allen

County, is desirable to preserve the health, safety and general welfare of the citizens of the Issuer; and that it is in the public interest that this Commission and the Issuer take such action as it lawfully may to encourage diversification of industry and promotion of job opportunities in and near said Issuer.

2. It further finds and determines that the issuance and sale of revenue bonds in an amount not to exceed \$1,275,000.00 of the Issuer under the Act for the equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for such purposes will serve the public purposes referred to above, in accordance with the Act.

3. In order to induce the Applicant to proceed with the equipping of the Project, this Commission hereby determines that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant; (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.



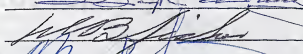
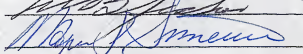
4. All costs of the Project incurred after the passage of this inducement resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer



will thereafter either sell or lease the same to the Applicant or loan the proceeds of the revenue bonds to the Applicant for the same Project.

Adopted this 17 day of September, 1980.

FORT WAYNE ECONOMIC DEVELOPMENT  
COMMISSION

  
  
  
  
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REPORT OF THE FORT WAYNE ECONOMIC DEVELOPMENT  
COMMISSION CONCERNING THE PROPOSED FINANCING  
OF ECONOMIC DEVELOPMENT FACILITIES FOR  
Markkay, Inc.

Having been furnished certain data by the above applicant, and having had discussions with representatives of said applicant, the Fort Wayne Economic Development Commission now submits the following report pursuant to Indiana Code 18-6-4.5-16.

Description of Proposed Facilities

Fixtures and equipment to be installed and utilized in  
supermarket facilities located at northeast corner of Parnell Ave.  
and California Road.

Estimate of Public Services Required

All public services, including water and sewage, now exist. No public facilities will be made necessary on account of the proposed facilities.

Total Project Cost

The total project cost for the purchase, construction and equipping of the facilities is estimated to be \$ 1,275,000.00 including costs of issuance of the economic development revenue bonds.


Number of Jobs and Estimated Payroll

It is anticipated there will be approximately 220 new jobs created by this project with an estimated payroll increase of approximately \$ 2,000,000.00 annually.

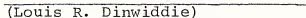
Adverse Competitive Effect

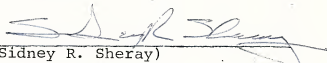
The construction of the facilities will not have an adverse competitive effect on any similar facilities already constructed or operating in or near Fort Wayne, Indiana.

Dated this 17th day of September, 1980.

  
(Wayne P. Simerman)

  
(Jack Gren)

  
(Louis R. Dinwiddie)

  
(Sidney R. Sheray)

  
(Donald B. Fisher)

## Memorandum

To Economic Development Commission Date Sept. 17, 1980  
From Kathy A. Moses, Senior Planner  
Subject Markkay Incorporated EDC Bond

### COPIES TO:

File

This project is for the operation of a supermarket that will serve a developing area in Fort Wayne. The project does comply with the Allen County Overall Economic Development Program in that it does increase the City's tax base and create new jobs. The cost per job is \$22,183 and the total number of jobs created is 142 full-time equivalents.

The Fort Wayne Comprehensive Plan does not specifically call for investment in the project area. However, the project is within the Urban Service Area and the Fort Wayne City limits.

The present zoning of the site is B1B, General Business, and R3, Multi-family. That zoning is appropriate for the intended use.



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

September 16, 1980

To: Debbie Shell  
From: Frank W. Heyman  
Subject: EDC Applications of HTI Medical Properties; Markkay, Inc.;  
Boothe Financial Corporation

I have reviewed the applications and financial statements of the above named applicants.

I find no problems with these documents which should deter action by the Commission.

Attachments  
FWH/kme



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

18 September 1980

Mr. John Hoffman, City Attorney  
1212 Anthony Wayne Bank Building  
Fort Wayne, IN 46802

Re: Markkay Incorporated - EDC Bond

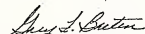
Dear Mr. Hoffman:

The property located at the northeast corner of California Road and Parnell Avenue is zoned "B-1-B" Limited Business and "R-3" Multi-Family Residential. The "B-1-B" portion of the property permits supermarkets. The "R-3" portion of this property was approved for use as a parking lot by the City Board of Zoning Appeals on May 29, 1980. The Board of Zoning Appeals case number is 44-1980-Z. The Board, as part of this appeal, also granted a reduction in the required off-street parking from 682 to 392.

The City does have significant problems with this project regarding access. The excessive number and location of the driveways have been of major concern to the Transportation Department, Traffic Engineering and ourselves. The attached information will verify the contact between the City and Markkay Incorporated regarding this problem. The City Plan Commission will be unable to issue the Improvement Location Permit authorizing construction of the supermarkets until the access is resolved.

If you have additional questions regarding this matter please contact us.

Sincerely,

  
Gary F. Baeten  
Senior Planner

GFB:pb

Attachment



# FORT WAYNE COMMUNITY SCHOOLS

ADMINISTRATIVE CENTER • 1230 SOUTH CLINTON STREET • FORT WAYNE, INDIANA 46802

OFFICE OF THE  
ASSOCIATE SUPERINTENDENT  
PHONE 219/425-7275

September 19, 1980

Mr. David B. Keller  
Attorney for Fort Wayne  
Economic Development Commission  
City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Dear Mr. Keller:

Your letter of September 18, 1980, addressed to Superintendent Anthis regarding the application of Markkay, Inc. to purchase real estate and construct a super-market facility to be located at the corner of Parnell Avenue and California Road, has been referred to me for a response.

In terms of the impact of this project upon the Fort Wayne Community Schools, we are submitting the following:

1. Since this project does not involve accommodations for residence, it should have no significant direct impact on the pupil population so far as school housing is concerned.
2. We note the total project cost is estimated to be \$1,275,000. This, of course, would have a favorable impact on the assessed valuation since it is located within the Fort Wayne Community Schools district.
3. It is reported in the application that approximately 220 new jobs would be created by this project, with an annual payroll increase of approximately \$2,000,000. This would be a favorable impact on the employment in this community which does have a bearing on the economic climate of the school district.

Our general reaction, so far as the Fort Wayne Community Schools district is concerned, is that this project would have an overall favorable impact upon the Fort Wayne Community Schools, especially in the area of increased assessed valuation.

Very truly yours,

John F. Young  
Associate Superintendent

JFY:gf

4997

DIGEST SHEET

B-80-09-22

TITLE OF ORDINANCE: Inducement Resolution for an issue of \$1,275,000.00

DEPARTMENT REQUESTING ORDINANCE: Economic Development Commission

SYNOPSIS OF ORDINANCE: A supermarket facility to be located at the  
northeast corner of California Road and Parnell Avenue in Fort Wayne,  
Indiana on application of Markkay, Inc.

EFFECT OF PASSAGE: The construction of a supermarket creating 220  
new jobs with an estimated payroll of approximately \$2,000,000.00.

EFFECT OF NON-PASSAGE: None of the above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): None.

ASSIGNED TO COMMITTEE: Finance